



BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA

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In the Matter of the Application of Southern California Edison Company (U 338-E) for a Certificate of Public Convenience and Necessity Concerning the Antelope-Pardee 500 kV (Segment 1) Transmission Project as Required by Decision 04-06-010 and as Modified by Subsequent Assigned Commissioner Ruling

Application No. 04-12-008
(Filed December 9, 2004)

**SOUTHERN CALIFORNIA EDISON COMPANY'S (U 338-E) MOTION FOR
CONFIDENTIAL TREATMENT OF UNREDACTED VERSION OF SUPPLEMENTAL
TESTIMONY OF GARY L. ALLEN**

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Dated: July 25, 2006

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA**

In the Matter of the Application of Southern California Edison Company (U 338-E) for a Certificate of Public Convenience and Necessity Concerning the Antelope-Pardee 500 kV (Segment 1) Transmission Project as Required by Decision 04-06-010 and as Modified by Subsequent Assigned Commissioner Ruling

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TESTIMONY OF GARY L. ALLEN**

I. INTRODUCTION

Concurrent with the filing of this motion, Southern California Edison Company (“SCE”) has served both a redacted and unredacted version of the Supplemental Testimony of Gary L. Allen (“Testimony”), including Appendix A to the Testimony. The unredacted version of the Testimony contains confidential market sensitive information listed in the Investor Owned Utility (“IOU”) Matrix adopted by the Commission in Decision (“D.”) 06-06-066 (the “Confidentiality Decision”). Pursuant to Ordering Paragraph 2, SCE hereby demonstrates that the unredacted version of the Testimony is entitled to protection under the Confidentiality Decision.

**II. THE REDACTED INFORMATION CONSISTS OF DATA CONTAINED IN IOU
MATRIX CATEGORY VIII(A)**

SCE has redacted information from three parts of the text of the Testimony, all of which are in response to Commissioner Grueneich’s questions addressed to SCE in the June 15, 2006 Scoping Memo and Ruling of Assigned Commissioner (“Scoping Memo”). Three of the redactions relate to information concerning SCE, and three concern SDG&E. Each of these fall

into Matrix Category VIII(A): “Bid Information.” SCE has further redacted six pieces of information from Table 1 of Appendix A to the Testimony. This redacted information also falls into Matrix Category VIII(A).

A. Number of Bids or Offers

In Scoping Memo Question No. 3, SCE was asked to provide the Commission with the number of bids or offers it has received from wind projects or other alternative energy developers located in the Tehachapi area.¹ Similarly, in Scoping Memo Question No. 9, SCE was asked to provide the number of bids or offers PG&E and SDG&E have received.² The details of these bids have been redacted from the public version of the Testimony, and should be kept confidential by the Commission, because such information falls within Matrix Category VIII(A): Bid Information. Final contracts based on the 2005 bids have not yet been entered into, and therefore, pursuant to Matrix Category VIII(A), this information may be kept confidential until such time as final contracts have been submitted to the Commission for approval. Final contracts on *some* of the 2002 and 2003 bids were entered into, but these bids are aggregated with bids that did not result in contracts. The Commission specifically asked for all *bids or offers*, not simply those that resulted in contracts, and therefore, to be fully responsive, SCE believes it is necessary to include the bids that did not result in contracts, and which therefore must be kept confidential.

SCE only included this information in the Testimony at the behest of the Commission, and has not made it public (with the exception of the 2002 and 2003 bids that did result in contracts) in any other forum. If the Commission were to make this market-sensitive information public at this time, market participants would be able to use this information to the detriment of SCE’s ratepayers.

¹ Scoping Memo and Ruling of Assigned Commissioner, June 15, 2006, at p.8.

² *Id.* at p.9. SDG&E provided responses to SCE to include in the Testimony. PG&E provided its responses directly to the Commission.

B. Capacity

In Scoping Memo Question No. 6, Commissioner Grueneich asked SCE to provide information on how much capacity had been offered each of the IOUs.³ SCE provided this information for SCE and SDG&E⁴ in the unredacted version of the Testimony, but has redacted it in the public version. This information, like the bids and offers discussed above, should be kept confidential because it falls within Matrix Category VIII(A): Bid Information. Because no final contracts have yet been entered into for this capacity and submitted to the Commission for approval, pursuant to the Matrix the information should remain confidential.

As with the bid and offer information, SCE has only included this sensitive information at the Commission's *express* direction, and has otherwise kept it confidential. Should this capacity information be released, SCE's ratepayers could be harmed.

C. Appendix A to the Testimony

SCE has redacted information from Table 1 of Appendix A to the Testimony to mask information that falls into Matrix Category VIII(A): Bid Information. This information corresponds to that discussed in Section II(A) *supra*, bids or offers received by SCE from Tehachapi-area renewable developers. For the same reasons discussed therein, this information should be maintained as confidential.

III. SCE HAS REDACTED THE TESTIMONY AS LITTLE AS POSSIBLE

In determining which information should be redacted from the Testimony, SCE has ensured that it has only redacted that information deemed confidential pursuant to D.06-06-066. Therefore, much of the information in the Testimony is intact for those parties who will receive the redacted versions. In drafting the Testimony, SCE attempted to avoid providing data that would require redaction. However, because it is necessary for SCE to respond to Commissioner

³ *Id.*

⁴ PG&E did not provide this information to SCE.

Grueneich's Scoping Memo Questions, SCE was unable to avoid responding as it did. Therefore, redacting the confidential information is necessary.

IV. CONCLUSION

For all the foregoing reasons, SCE respectfully moves the Commission for an order directing that the confidential information appearing in the unredacted version of the Supplemental Testimony of Gary L. Allen, which has been redacted in the public version, shall continue to remain under seal and shall not be made accessible or disclosed to anyone other than Commission staff or to non-market participants.

Respectfully submitted,

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Dated: [July 25, 2006](#)

(Proposed Ruling)

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA**

In the Matter of the Application of Southern California Edison Company (U 338-E) for a Certificate of Public Convenience and Necessity Concerning the Antelope-Pardee 500 kV (Segment 1) Transmission Project as Required by Decision 04-06-010 and as Modified by Subsequent Assigned Commissioner Ruling

Application No. 04-12-008
(Filed December 9, 2004)

**ADMINISTRATIVE LAW JUDGE'S RULING ON SOUTHERN CALIFORNIA EDISON
COMPANY'S MOTION FOR CONFIDENTIAL TREATMENT OF UNREDACTED
VERSION OF SUPPLEMENTAL TESTIMONY OF GARY L. ALLEN**

On July 25, 2006, Southern California Edison Company ("SCE") filed a motion requesting that certain information contained in its Supplemental Testimony of Gary L. Allen (the "Confidential Information") be deemed confidential and remain under seal.

This order grants SCE's motion. Public disclosure of the Confidential Information that SCE seeks to protect would cause imminent and direct harm to SCE.

Accordingly, it is ORDERED that:

- The Confidential Information shall not be made accessible or disclosed to anyone other than Commission Staff except pursuant to or on the further order or ruling of the Commission, the assigned Administrative Law Judge ("ALJ"), or the ALJ then designated as Law and Motion Judge.

Dated: _____, 2006, at San Francisco, California.

Administrative Law Judge

CERTIFICATE OF SERVICE

I hereby certify that, pursuant to the Commission's Rules of Practice and Procedure, I have this day served a true copy of **SOUTHERN CALIFORNIA EDISON COMPANY'S (U 338-E) MOTION FOR CONFIDENTIAL TREATMENT OF UNREDACTED VERSION OF SUPPLEMENTAL TESTIMONY OF GARY L. ALLEN** on all parties identified on the attached service list(s). Service was effected by one or more means indicated below:

Transmitting the copies via e-mail to all parties who have provided an e-mail address.
First class mail will be used if electronic service cannot be effectuated.

Executed this 25th day of July 2006, at Rosemead, California.

/s/ Lizette Vidrio
Lizette Vidrio
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A.04-12-008

Tuesday, July 25, 2006

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